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| APPLICATION NO.   | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO.         | CONFIRMATION NO. |
|---|-------------|----------------------|-----------------------------|------------------|
| 10/606,137  | 06/25/2003  | David Vincent Zyzak  | .9043MXL                    | 3971             |
| 27752 7590 04/06/2007<br>THE PROCTER & GAMBLE COMPANY<br>INTELLECTUAL PROPERTY DIVISION<br>WINTON HILL BUSINESS CENTER - BOX 161<br>6110 CENTER HILL AVENUE<br>CINCINNATI, OH 45224 |             |                      | EXAMINER<br>THAKUR, VIREN A |                  |
|   |             |                      | ART UNIT<br>1761            | PAPER NUMBER     |
| SHORTENED STATUTORY PERIOD OF RESPONSE  |             |                      | MAIL DATE                   | DELIVERY MODE    |
| 6 MONTHS  |             |                      | 04/06/2007                  | PAPER            |

**Please find below and/or attached an Office communication concerning this application or proceeding.**

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

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| APPLICATION NO./<br>CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR /<br>PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
|---------------------------------|-------------|---|---------------------|
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10/606137

6/25/2003

Zyzak, David

9043 MXL

EXAMINER

Thakur, Viren

ART UNIT

PAPER

20070322

DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner for Patents**

All claims are allowable. However, due to a potential interference, ex parte prosecution is **SUSPENDED FOR A PERIOD OF 6 MONTHS** from the date of this letter. Upon expiration of the period of suspension, applicant should make an inquiry as to the status of the application.

Please also see enclosed attachment. *(Examiner's Amendment)*

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Viren Thakur whose telephone number is (571)-272-6694. The examiner can normally be reached on Monday through Friday from 8:00 am - 4:30 pm. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Milton Cano can be reached on (571)272-1398. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Viren Thakur  
Examiner  
Art Unit: 1761

  
**KEITH HENDRICKS**  
**PRIMARY EXAMINER**

### EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with S. Robert Chuey (Registration # 39140) on March 22, 2007.

The application has been amended as follows:

**Claim 6.:** The method of reducing the level of ~~acrylamide~~ asparagine in Claim 5 in a food material, comprising heating the food material and reducing the level of asparagine in the food material before heating.

**Claim 7.:** Please cancel claim 7.

**Claim 8.:** The method of ~~claim 7~~ claim 6, wherein said asparagine-reducing enzyme is asparaginase.

**Claim 9.:** The method of ~~claim 7~~ claim 6, wherein said asparagine-reducing enzyme is asparaginase.

Art Unit: 1761

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Viren Thakur  
Examiner  
Art Unit: 1761



**KEITH HENDRICKS**  
**PRIMARY EXAMINER**